

GAHC010009922023



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/303/2023

RAJIB DEWRI
S/O- SRI INDRESWAR DEWRI, R/O- VILL- BORCHILLA, P.O- BORCHILLA,
DIST- MORIGAON, ASSAM, PIN- 782105

VERSUS

TIWA AUTONOMOUS COUNCIL AND ANR
MORIGAON, DIST-MORIGAON, PIN- 782105, ASSAM, REP. BY THE
PRINCIPAL SECRETARY

2:THE PRINCIPAL SECRETARY
TIWA AUTONOMOUS COUNCIL
MORIGAON
DIST- MORIGAON
PIN- 782105 ASSA

Advocate for the Petitioner : MR. N J KHATANIAR

Advocate for the Respondent : SC, TIWA AUTONOMOUS COUNCIL

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

Date : 31.05.2024

Heard Mr. P. Bora, learned counsel appearing on behalf of Mr. N. J. Khataniar, learned counsel for the petitioner and Mr. R. R. Gogoi, learned counsel appearing on behalf of Ms. S. Neogi, learned Standing Counsel, Tiwa Autonomous Council.

2. The petitioner's case is that he is the President of a Construction Committee,

which was allotted construction work, the value of which was Rs. 5 Lakh. While Rs. 3 Lakh has been paid to the petitioner, the second installment of Rs. 1.8 Lakhs is still to be paid to the petitioner. He submits that Rs. 20,000/- pertains to administrative charges, CGST & SGST payable by the petitioner.

3. Mr. R. R. Gogoi, learned counsel appearing on behalf of Ms. S. Neogi, learned Standing Counsel, Tiwa Autonomous Council, by referring to para 9 of the affidavit-in-opposition filed by the respondent No. 2, submits that the claim of the petitioner has been verified and found that the petitioner had successfully completed the contract work.

4. On considering the submissions made by the counsels for the parties and on perusing the pleadings, it is quite apparent that the petitioner is still liable to be paid Rs. 1.8 Lakhs. Accordingly, the respondents are directed to pay the petitioner the admitted amount of Rs. 1.8 Lakhs, within a period of two months from the date of receipt of a certified copy of this order.

5. This writ petition is accordingly disposed of.

JUDGE

Comparing Assistant